

PART B - FEE(S) TRANSMITTAL

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B ✓

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INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

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22203 7590 08/13/2004

KUSNER & JAFFE
HIGHLAND PLACE SUITE 310
6151 WILSON MILLS ROAD
HIGHLAND HEIGHTS, OH 44143



Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

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I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Christine Goellner	(Depositor's name)
<i>Christine Goellner</i>	(Signature)
September 24, 2004	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/602,967	06/24/2003	Michael Edward Nicholas	KP8722US	2015

TITLE OF INVENTION: CONTAINER FOR STORING AND DISPENSING FOOD ITEMS AND BEVERAGES

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$665	\$300	\$965	11/15/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
DERAKSHANI, PHILIPPE	3754	222-144500

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).	2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.
<input type="checkbox"/> Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.	1. <u>Kusner & Jaffe</u>
<input type="checkbox"/> "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.	2. _____
3. <u>ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT</u> (print or type)	3. _____

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE
09/29/2004 BSBYHS12 00000022 10602967

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

01 FC:2501 665.00 0P	02 FC:1504 300.00 0P
03 <input type="checkbox"/> Check the appropriate assignee category(ies) (will not be printed on the patent); <input type="checkbox"/> individual <input type="checkbox"/> corporation or other private group entity <input type="checkbox"/> government	

4a. The following fee(s) are enclosed: <input checked="" type="checkbox"/> Issue Fee <input checked="" type="checkbox"/> Publication Fee (No small entity discount permitted) <input checked="" type="checkbox"/> Advance Order - # of Copies <u>3</u>	4b. Payment of Fee(s): <input type="checkbox"/> A check in the amount of the fee(s) is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input checked="" type="checkbox"/> The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to Deposit Account Number <u>50-0537</u> (enclose an extra copy of this form).
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5. Change in Entity Status (from status indicated above) <input type="checkbox"/> a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.	b. Applicant is not claiming SMALL ENTITY status. See, e.g., 37 CFR 1.27(g)(2).
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The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

(Authorized Signature) Mark Kusner, Reg. No. 31,115 (Date)

24 September 2004

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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TRANSMIT THIS FORM WITH FEE(S)



Practitioner's Docket No. KP8722US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael Edward Nicholas

Application No.: 10/602,967

Group No.: 3754

Confirmation No.: 2015

Filed: June 24, 2003

Examiner: Philippe Derakshani

For: CONTAINER FOR STORING AND DISPENSING FOOD ITEMS AND BEVERAGES

MAIL STOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF PAYMENT OF ISSUE FEE (37 C.F.R. § 1.311)

1. Applicant hereby pays the issue fee and publication fee for the attached Issue Fee Transmittal PTOL-85.
2. Applicant
 - A. Asserted small entity status in this application by payment of the basic filing fee as a small entity. (37 C.F.R. § 1.27(c)(3)). Small entity status for this application is still in effect and is being asserted.
 - B. Applicant hereby asserts small entity status for this application.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

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XX deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)
XX with sufficient postage as first class mail.

37 C.F.R. § 1.10*
as "Express Mail Post Office to Addressee"
Mailing Label No. _____ (mandatory)

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____ facsimile transmitted to the Patent and Trademark Office, (703) _____ - _____.

Signature

Date: September 24, 2004

Christine Goellner
(type or print name of person certifying)

* Only the date of filing ('1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under '1.8 continues to be taken into account in determining timeliness. See '1.703(f). Consider "Express Mail Post Office to Addressee" ('1.10) or facsimile transmission ('1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

3. Fee (37 C.F.R. § 1.18 (a)):

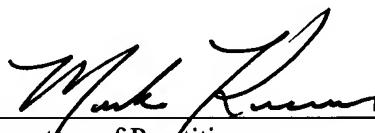
Application status is small business entity with a regular issue fee of \$665.00
Publication Fee: \$300.00

4. Payment of fee:

Authorization is hereby made to charge the amount of **\$980.00** to Credit card as shown on the attached credit card information authorization form PTO-2038. For any additional charges that may be required, please charge our Deposit Account No. 50-0537. A duplicate of this paper is attached.

Date: September 24, 2004

Reg. No.: 31,115
Tel. No.: 440-684-1090
Customer No.: 22203



Signature of Practitioner
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